THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10683 of 2006

Dated: 28-09-2006

Between:

Singupalli Balaji.

..... PETITIONER

AND

The Mandal Revenue Officer, Visakhapatnam, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.10683 of 2006

ORDER:

The petitioner is resident of Malkapuram, Visakhapatnam. He allegedly purchased land admeasuring Ac.0.75 cents in survey No.38 situated at Bakkannapalem Village, Madhuravada, Visakhapatnam, under registered agreement of sale-cum-GPA dated 25-03-2003 from one Sambarika Pentayya and has raised cashew nut trees and vegetables therein. He alleged that in first week of May, 2006, the officials from the office of respondent No.1 threatened dispossess without due process of law. Therefore, he filed instant writ petition seeking a writ of Mandamus declaring the action of respondents in trying to dispossess him as illegal and arbitrary.

After hearing the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue (General), this Court is of the considered opinion that the writ petition is filed on mere apprehension without there being any proper cause of action. However, there is no manner of doubt in the mind of this Court that if for any reason the petitioner has to be evicted from the land, respondent No.1 will issue notice informing the reasons for eviction and afford opportunity to him to show cause such notice. This observation would be sufficient redressal for the petitioner.

The writ petition, with the above observation, is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

28th September, 2006

ghn